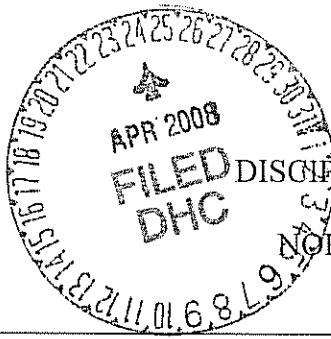


NORTH CAROLINA  
WAKE COUNTY



BEFORE THE  
DISCIPLINARY HEARINGS COMMISSION  
OF THE  
NORTH CAROLINA STATE BAR  
08 DHC 3

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The North Carolina State Bar,  
Plaintiff

V.

Fredrick R. Pierce  
Attorney,

Defendant

ANSWER

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COMES NOW THE DEFENDANT, acting pro se and without counsel, answering Plaintiff's complaint, and says as follows:

1. The allegation in paragraph one of Plaintiff's complaint is admitted.
2. The allegation in paragraph two of Plaintiff's complaint is admitted.
3. The allegation in paragraph three of Plaintiff's complaint is admitted.
4. The allegation in paragraph four of Plaintiff's complaint is neither admitted or denied.
5. The allegation in paragraph five of Plaintiff's complaint is admitted.
6. The allegation in paragraph six of Plaintiff's complaint is admitted.
7. The allegation in paragraph seven of Plaintiff's complaint is admitted.
8. The allegation in paragraph eight of Plaintiff's complaint is admitted.
9. The allegation in paragraph nine of Plaintiff's complaint is admitted.
10. The allegation in paragraph ten of Plaintiff's complaint is admitted.
11. The allegation in paragraph eleven of Plaintiff's complaint is admitted.
12. The allegation in paragraph twelve of Plaintiff's complaint is admitted.
13. The allegation in paragraph thirteen of Plaintiff's complaint is admitted.

14. The allegation in paragraph fourteen of Plaintiff's complaint is admitted.
15. The allegation in paragraph fifteen of Plaintiff's complaint is admitted.
16. The allegation in paragraph sixteen of Plaintiff's complaint is admitted.
17. The allegation in paragraph seventeen of Plaintiff's complaint is admitted.
18. The allegation in paragraph eighteen of Plaintiff's complaint is neither admitted nor denied.
19. The allegation in paragraph nineteen of Plaintiff's complaint is denied, in so far as the assertion that Defendant was engaged to represent Mr. Guy on child custody and visitation only. Defendant asserts that he was engaged to handle three separate, but related matters: a criminal assault on a female; a domestic violence restraining order and the custody/visitation case.
20. The allegation in paragraph twenty of Plaintiff's complaint is denied, in so far as Guy did not pay Defendant in advance, but instead made repeated "promises" to pay, but ultimately did pay \$2,500 to the Defendant some months later.
21. The allegation in paragraph twenty one of Plaintiff's complaint is denied, in so far as documents were prepared, but not filed, because Guy's wife and child could not be located for service.
22. The allegation in paragraph twenty-two of Plaintiff's complaint is denied, in so far as Defendant did return "some" of Guy's phone calls, but could not return them all as Guy called Defendant's office incessantly.
23. The allegation in paragraph twenty-three of Plaintiff's complaint is denied, in so far as Defendant met with Guy, on or about January 30, 2008 to give Guy his file and to refund Guy \$1,250 (half of the fee).
24. The allegation in paragraph twenty-four of Plaintiff's complaint is admitted.
25. The allegation in paragraph twenty-five of Plaintiff's complaint is admitted.
26. The allegation in paragraph twenty-six of Plaintiff's complaint is admitted.
27. The allegation in paragraph twenty-seven of Plaintiff's complaint is admitted.
28. The allegation in paragraph twenty-eight of Plaintiff's complaint is admitted.
29. The allegation in paragraph twenty-nine of Plaintiff's complaint is admitted.
30. The allegation in paragraph thirty of Plaintiff's complaint is admitted.

31. The allegation in paragraph thirty-one of Plaintiff's complaint is admitted.
32. The allegation in paragraph thirty-two of Plaintiff's complaint is admitted.
33. The allegation in paragraph thirty-three of Plaintiff's complaint is admitted nor denied.
34. The allegation in paragraph thirty-four of Plaintiff's complaint is admitted.
35. The allegation in paragraph thirty-five of Plaintiff's complaint is admitted.
36. The allegation in paragraph thirty-six of Plaintiff's complaint is denied, in so far as Wright and Defendant had a discussion about post-trial motions—namely Rules 59 and Rule 60 of the North Carolina Rules of Civil Procedure, to correct what was believed to be an improper application of the law, as it pertained to the parties retirement plans. Defendant asserts that there was no request for an appeal, nor an agreement to file an appeal.
37. The allegation in paragraph thirty-seven of Plaintiff's complaint is admitted.
38. The allegation in paragraph thirty-eight of Plaintiff's complaint is admitted.
39. The allegation in paragraph thirty-nine of Plaintiff's complaint is admitted.
40. The allegation in paragraph forty of Plaintiff's complaint is admitted.
41. The allegation in paragraph forty-one of Plaintiff's complaint is admitted.
42. The allegation in paragraph forty-two of Plaintiff's complaint is admitted.

Respectfully submitted, this 24 day of April 2008.

BY Fredrick R. Pierce  
Fredrick R. Pierce  
Pro Se Defendant  
NC State Bar No. 27601